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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/588,788	06/06/2000	Heng-Ming Hsu	67,200-262	9280

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EXAMINER
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ART UNIT	PAPER NUMBER
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DATE MAILED: 06/22/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Notification of Non-Compliance  
With 37 CFR 1.192(c)**

Application No.

09/588,788

Applicant(s)

HSU ET AL.

Examiner

A. Dexter Tugbang

Art Unit

3729

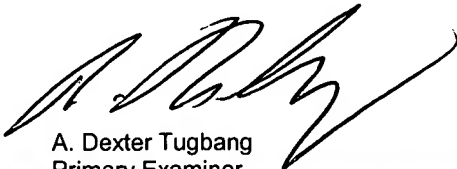
--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Appeal Brief filed on 16 March 2004 is defective for failure to comply with one or more provisions of 37 CFR 1.192(c). See MPEP § 1206.

To avoid dismissal of the appeal, applicant must file IN TRIPLICATE a complete new brief in compliance with 37 CFR 1.192(c) within the longest of any of the following three **TIME PERIODS**: (1) **ONE MONTH or THIRTY DAYS** from the mailing date of this Notification, whichever is longer; (2) **TWO MONTHS** from the date of the notice of appeal; or (3) within the period for reply to the action from which this appeal was taken. **EXTENSIONS OF THESE TIME PERIODS MAY BE GRANTED UNDER 37 CFR 1.136.**

1. ☐ The brief does not contain the items required under 37 CFR 1.192(c), or the items are not under the proper heading or in the proper order.
2. ☒ The brief does not contain a statement of the status of all claims, pending or cancelled, or does not identify the appealed claims (37 CFR 1.192(c)(3)).
3. ☒ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 1.192(c)(4)).
4. ☐ The brief does not contain a concise explanation of the claimed invention, referring to the specification by page and line number and to the drawing, if any, by reference characters (37 CFR 1.192(c)(5)).
5. ☒ The brief does not contain a concise statement of the issues presented for review (37 CFR 1.192(c)(6)).
6. ☐ A single ground of rejection has been applied to two or more claims in this application, and
  - (a) ☐ the brief omits the statement required by 37 CFR 1.192(c)(7) that one or more claims do not stand or fall together, yet presents arguments in support thereof in the argument section of the brief.
  - (b) ☐ the brief includes the statement required by 37 CFR 1.192(c)(7) that one or more claims do not stand or fall together, yet does not present arguments in support thereof in the argument section of the brief.
7. ☐ The brief does not present an argument under a separate heading for each issue on appeal (37 CFR 1.192(c)(8)).
8. ☒ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 1.192(c)(9)).
9. ☒ Other (including any explanation in support of the above items):

See Continuation Sheet

  
A. Dexter Tugbang  
Primary Examiner  
Art Unit: 3729

Continuation of 9. Other (including any explanation in support of the above items): It is noted that the After Final amendment filed on 3/16/04 has been entered and made of record and the items above do not reflect the changes by the amendment as discussed below.

Regarding Item 2 above, the brief does not contain a statement of the status of all of the claims. In Section 3 of the brief (Status of Claims) the brief states that "Claim 2 is withdrawn herein...". This statement is incorrect because Claim 2 has been cancelled by the amendment filed on 3/16/04 and not withdrawn.

Regarding Item 3, the brief does not contain a statement as to the status of the last amendment filed on 3/16/04, which has been entered and made of record.

Regarding Item 5, the brief does not contain a concise statement of the issues presented for review, because the brief (in Section 6 of "Issues") still states that Claim 2 is an issue under appeal, when in fact, Claim 2 has been cancelled. Furthermore, the brief still mentions Claim 2 (in Section 7, "Grouping of Claims"), which again has been cancelled.

Regarding Item 8, the brief does not contain a correct copy of the appealed claims as an appendix because the claims in the appendix of the brief do not match with the claims filed in the After Final amendment on 3/16/04. For example, in the After Final amendment filed on 3/16/04, Claim 1 has been amended and Claim 2 has been cancelled and the copy of the claims in the appendix of the brief does not reflect these changes.